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Attorneys for Defendants

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAMUEL L. GENSAW III, ET AL.

Plaintiffs,

v.

DEL NORTE COUNTY UNIFIED
SCHOOL DISTRICT, ET AL.

Defendants.

Civil Case No.: C 07 3009 TEH

**STIPULATION AND [PROPOSED]
ORDER**

Honorable Thelton E. Henderson

1 WHEREAS the Court, in its December 4, 2007 order in the above-captioned
2 case, rescheduled the Motion to Dismiss hearing from January 7, 2008 to March 3, 2008, and
3 offered to "entertain a stipulation to change the briefing schedule, provided that the Reply is
4 filed no later than February 4, 2008"; and

5 WHEREAS plaintiffs Curtis F. Gensaw III, et al. and defendants Del Norte
6 County Unified School District, et al. (collectively the "Parties") have agreed to extend the
7 briefing schedule for the Motion to Dismiss consistent with the new hearing date, the Court's
8 order, and the Civil Local Rules of Court for the Northern District; and

9 WHEREAS each Party would like more time to respond effectively to the other
10 Party's submission;

11 WHEREAS an attorney for plaintiffs needs to travel on business at the time of
12 the Case Management Conference currently scheduled for January 28, 2007;

13 WHEREAS none of the proposed changes will affect the progress of this action
14 to the knowledge of the Parties;

15 IT IS HEREBY STIPULATED by and between the Parties that, pursuant to the
16 Court's approval, the deadline for the filing of plaintiffs' Opposition to defendants' Motion to
17 Dismiss is moved to January 16, 2008; the deadline for the filing of defendants' Reply to
18 plaintiffs' Opposition is moved to February 4, 2008; and the Case Management Conference is
19 moved to March 3, 2008, at 1:30pm.

20
21 Respectfully Submitted,

22
23 DATED: December 7, 2007

AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF NORTHERN CALIFORNIA

24
25
26 By: _____

 /s/ Jory C. Steele

1 DATED: December 6, 2007

COVINGTON & BURLING LLP

2
3 By: Donald W. Brown

Donald W. Brown

4 Attorneys for Plaintiffs

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6
7 DATED: December __, 2007

MITCHELL, BRISSO, DELANEY & VRIEZE

8
9
10 By: _____

John M. Vrieze

11 Attorneys for Defendants

12
13
14 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

15
16 DATED: December __, 2007

Hon. Thelton E. Henderson

Dec-06-2007 05:40pm From: Covington & Burling LLP

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T-028 P.005/005 F-755

1 DATED: December __, 2007

COVINGTON & BURLING LLP

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3 By: _____

Donald W. Brown

4 Attorneys for Plaintiffs

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7
8 DATED: December 6, 2007

MITCHELL, BRISSE, DELANEY & VRIEZE

9
10 By:  _____

John M. Vrieze

11 Attorneys for Defendants

12
13
14 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

15
16 DATED: December __, 2007

Hon. Thelton E. Henderson